1 2 3 4 5 UNITED STATES DISTRICT COURT WESTERN DISTRICT OF WASHINGTON 6 AT TACOMA 7 TONY PENWELL, 8 Plaintiff, 9 3:24-cv-05748 TSZ v. 10 ORDER ADOPTING REPORT WASHINGTON STATE AND RECOMMENDATION DEPARTMENT OF CORRECTIONS, 11 ET AL., 12 Defendants. 13 Having reviewed the Report and Recommendation of the Honorable Brian A. Tsuchida, United States Magistrate Judge, docket no. 6, and plaintiff's objections, docket 14 no. 7, the Court finds and ORDERS: 15 The Court ADOPTS the Report and Recommendation; **(1)** 16 (2) Plaintiff's complaint is dismissed with prejudice; and 17 The Clerk is directed to send a copy of this Order to all counsel of record (3) and to plaintiff pro se. 18 Dated this 15th day of October, 2024. 19 I hames & fell 20 Thomas S. Zilly 21 United States District Judge 22 23

ORDER ADOPTING REPORT AND RECOMMENDATION - 1